

Atty. Docket No. P66602US0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of NISHIGAKI, Koichi

Serial No.: 09/841,157

Filed: April 25 2001

For: METHODS OF IDENTIFYING ORGANISM BASED ON ITS GENOTYPE

**TRANSMITTAL OF RESPONSE TO MISSING PARTS NOTICE**

Assistant Commissioner of Patents  
Washington, D.C. 20231

Sir:

Transmitted herewith is a response to the Notice to File Missing Parts, mailed June 25, 2001, a copy of which Notice is attached hereto, which response includes declaration/power of attorney, Response to Missing Parts Notice in Compliance with Sequence Rules, and Sequence Listing on paper and in computer readable form (i.e., on computer diskette).

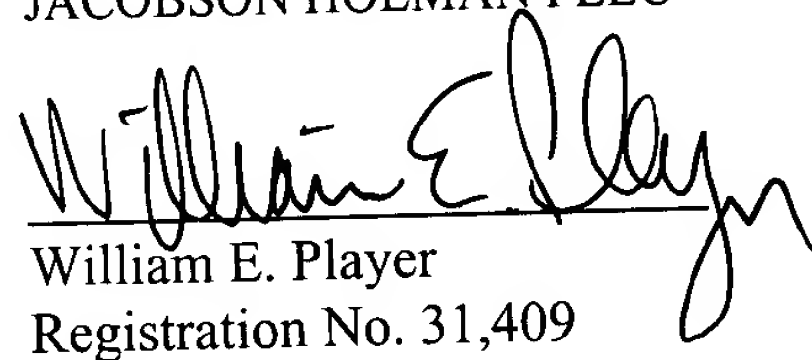
XX A check in the amount of \$840.00 is attached for: filing fee and late payment surcharge.

XX If a Petition for Extension of Time is necessary and the Petition and/or the check is not enclosed, this will act as the Petition and applicant herewith petitions the Commissioner to extend the time for response and charge any fees necessary under 37 CFR 1.17 (a)-(d) to Deposit Account No. 06-1358. The Commissioner is also authorized to charge payment of any other additional fees associated with this communication or credit any overpayment to Deposit Account No. 06-1358.

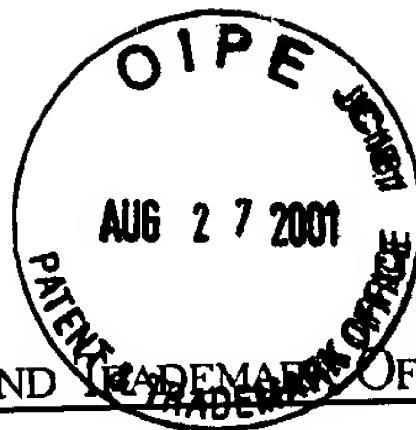
Respectfully submitted,

JACOBSON HOLMAN PLLC

By

  
William E. Player  
Registration No. 31,409

400 Seventh Street, N.W.  
Washington, D.C. 20004  
Telephone: (202) 638-6666  
Atty. Docket No.: P66602US0  
Date: August 27, 2001  
WEP:id



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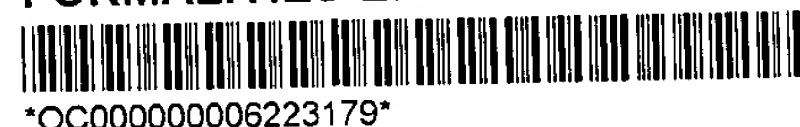
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#3

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/841,157	04/25/2001	Koichi Nishigaki	P66602US0

CONFIRMATION NO. 4171

## FORMALITIES LETTER



\*OC000000006223179\*

JACOBSON, PRICE, HOLMAN & STERN  
PROFESSIONAL LIMITED LIABILITY COMPANY  
THE JENIFER BUILDING  
400 SEVENTH STREET, N.W.  
WASHINGTON, DC 20004

Date Mailed: 06/25/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/29/2001 AWONDAF1 00000033 09841157

FILED UNDER 37 CFR 1.53(b)

01 FC:101  
02 FC:105

710.00 OP  
130.00 OP

**Filing Date Granted**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 840.**
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with

that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

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*A copy of this notice MUST be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE